



**PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: David J. Madar, et al.

Serial No.: 10/659,860

Filed: September 11, 2003

For: PHARMACEUTICAL COMPOSITIONS
AS INHIBITORS OF DIPEPTIDYL
PEPTIDASE-IV (DPP-IV)

Group Art Unit: 1614

Examiner: (Not yet assigned)

Case No.: 6979.US.02

Date: January 12, 2004

Certificate of Mailing (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the:

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Name of person signing
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Signature:

Wanda E. Smith

**Declaration and Power of Attorney
For a United States Patent Application**

As a below-named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original and first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "PHARMACEUTICAL COMPOSITIONS AS INHIBITORS OF DIPEPTIDYL PEPTIDASE-IV (DPP-IV)", the specification of which was filed on September 11, 2003 and received serial number 10/659,860.

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims.

I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

Claim to benefit of foreign application(s) as follows:

I hereby claim foreign priority benefits under 35 U.S.C. §119 for the following foreign applications for patent or inventor's certificate.

NONE

The following foreign applications for patent or inventor's certificate have a filing date earlier than the filing date of the applications identified above.

NONE

Claim to benefit of earlier U.S. application(s) as follows:

I hereby claim benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

U.S. Serial No. 60/412,084, filed September 19, 2002; Status: Abandoned

I hereby claim the benefit under 35 U.S.C. §120 of the following earlier-filed United States patent applications:

NONE

Insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. applications in the manner required by 35 U.S.C. §112, first paragraph, I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which came into existence between the filing date(s) of the prior applications and the national or PCT filing date of this application.

I hereby appoint the following Attorneys and/or agents to prosecute this application and any continuation or divisional applications based hereon, and to transact all business in the Patent and Trademark Office connected therewith:

Regina M. Anderson, Reg. No. 35,820	Nickki L. Parlett, Reg. No. 44,996
Cheryl L. Becker, Reg. No. 35,441	Lawrence S. Pope, Reg. No. 26,791
Thomas D. Brainard, Reg. No. 32,459	Nicholas A. Poulos, Reg. No. 30,309
Dianne Casuto, Reg. No. 40,943	Christopher P. Rogers, Reg. No. 36,334
Portia Chen, Reg. No. 44,075	David J. Schodin, Reg. No. 41,294
Patricia Coleman James, Reg. No. 37,155	Gregory W. Steele, Reg. No. 33,796
John D. Conway, Reg. No. 39,150	Joseph A. Twarowski, Reg. No. 42,191
Johanna M. Corbin, Reg. No. 51,582	Beth A. Vrioni, Reg. No. 39,869
Michael R. Crabb, Reg. No. 37,298	Michael J. Ward, Reg. No. 37,960
Steven R. Crowley, Reg. No. 31,604	Allen W. Wark, Reg. No. 30,503
Andrea M. Danckers, Reg. No. 32,652	David L. Weinstein, Reg. No. 28,128
B. Gregory Donner, Reg. No. 34,580	Steven F. Weinstock, Reg. No. 30,117
Kalim S. Fuzail, Reg. No. 45,805	William J. Winter, Reg. No. 36,060
Norval B. Galloway, Reg. No. 33,595	Brian R. Woodworth, Reg. No. 33,137
Mimi C. Goller, Reg. No. 39,046	Paul D. Yasger, Reg. No. 37,477
William E. Murray, Reg. No. 30,303	Kenneth P. Zwicker, Reg. No. 43,310
Gayle B. O'Brien, Reg. No. 48,812	

Send correspondence to: Steven F. Weinstock
Abbott Laboratories
D-377 AP6D
100 Abbott Park Road
Abbott Park, IL 60064-6008

Direct telephone calls to: Christopher P. Rogers
(847) 936-3362

Name: (first, middle, last): David J. Madar
Post Office Address: 7413 Clarewood Lane, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last): Stevan W. Djuric
Post Office Address: 621 Paddock Lane, Libertyville, IL 60048
Residence: Libertyville, IL 60048
Citizenship: Great Britain

Name: (first, middle, last): Melissa J. Feenstra
Post Office Address: 2100 Cattail Run #104, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last):	Hana A. Kopecka
Post Office Address:	11 Cedar Court, #11, Vernon Hills, IL 60061
Residence:	Vernon Hills, IL 60061
Citizenship:	United States of America
Name: (first, middle, last):	Xiaofeng Li
Post Office Address:	17577 W. Horseshoe Lane, Gurnee, IL 60031
Residence:	Gurnee, IL 60031
Citizenship:	Peoples Republic of China
Name: (first, middle, last):	Kenton L. Longenecker
Post Office Address:	275 Parker Drive, Grayslake, IL 60030
Residence:	Grayslake, IL 60030
Citizenship:	United States of America
Name: (first, middle, last):	Zhonghua Pei
Post Office Address:	1733 Cedar Glen Drive, Libertyville, IL 60048
Residence:	Libertyville, IL 60048
Citizenship:	Peoples Republic of China
Name: (first, middle, last):	Daisy Pireh
Post Office Address:	12 Newcastle Lane, Lincolnshire, IL 60069
Residence:	Lincolnshire, IL 60069
Citizenship:	United States of America
Name: (first, middle, last):	Hing L. Sham
Post Office Address:	1666 North St. Andrew Drive, Vernon Hills, IL 60061
Residence:	Vernon Hills, IL 60061
Citizenship:	United States of America
Name: (first, middle, last):	Kent D. Stewart
Post Office Address:	4715 King's Way North, Gurnee, IL 60031
Residence:	Gurnee, IL 60031
Citizenship:	United States of America
Name: (first, middle, last):	Bruce G. Szczepankiewicz
Post Office Address:	76 Old Farm Court, Lindenhurst, IL 60046
Residence:	Lindenhurst, IL 60046
Citizenship:	United States of America
Name: (first, middle, last):	Paul E. Wiedeman
Post Office Address:	1040 Sheridan Avenue, Deerfield, IL 60015
Residence:	Deerfield, IL 60015
Citizenship:	United States of America
Name: (first, middle, last):	Hong Yong
Post Office Address:	312 Cambridge Drive, Grayslake, IL 60030
Residence:	Grayslake, IL 60030
Citizenship:	Peoples Republic of China

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that all statements made herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

David J. Madar 1/12/04
David J. Madar Date

Stevan W. Djuric 1-4-04
Stevan W. Djuric Date

Melissa J. Feenstra 1/13/04
Melissa J. Feenstra Date

Hana A. Kopecka 1/13/04
Hana A. Kopecka Date

Xiaofeng Li 1/12/04
Xiaofeng Li Date

Kenton L. Longenecker 1/13/04
Kenton L. Longenecker Date

ZhongHua Pei 1/12/04
ZhongHua Pei Date

Daisy Pireh 1-13-04
Daisy Pireh Date

Hing L. Sham 1/12/2004
Hing L. Sham Date

Kent D. Stewart 1/13/04
Kent D. Stewart Date

Bruce G. Szczepankiewicz 1/12/04
Bruce G. Szczepankiewicz Date

Paul E. Wiedeman 1/12/04
Paul E. Wiedeman Date

Hong Yong 1/15/04
Hong Yong Date